

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**In re application of:** Jacobus de Bruijn

**Application No.** 10/754,149

**Filed:** January 9, 2004

**Confirmation No.** 7462

**FILED VIA EFS ON September 19, 2006**

**For:** ENDOPHYTE OF A TALL FESCUE  
VARIETY HAVING RHIZOMES

**Examiner:** Annette Para

**Art Unit:** 1661

**Attorney Reference No.** 4978-67652-01

COMMISSIONER FOR PATENTS  
P.O. BOX 1450  
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**RESPONSE TO RESTRICTION REQUIREMENT**

This responds to the Office action dated September 15, 2006. A three-month period for response was set, making a reply due December 15, 2006.

**List of the Claims** begins on page 2.

**Remarks** begin on page 3.

Applicants elect Group II (claims 44-47).